

USAID DEVELOPMENT ASSISTANCE GRANT AGREEMENT NO. 615-003

TWENTY THIRD AMENDMENT

TO THE

DEVELOPMENT ASSISTANCE GRANT AGREEMENT

BETWEEN THE

UNITED STATES OF AMERICA

AND

THE REPUBLIC OF KENYA

FOR

**REDUCED FERTILITY AND THE RISK OF HIV/AIDS TRANSMISSION THROUGH
SUSTAINABLE, INTEGRATED FAMILY PLANNING AND
HEALTH SERVICES**

DATE: 17 SEP 2010

TWENTY THIRD AMENDMENT TO THE DEVELOPMENT ASSISTANCE GRANT

AGREEMENT NO. 615-003

Between

The United States of America, acting through the
United States Agency for International Development ("USAID")

And

The Republic of Kenya (hereinafter referred to as the "GOK" or "Grantee")

Article 1: Purpose of Amendment

The purpose of this Twenty Third Amendment is to: 1) grant additional USAID resources; 2) increase the estimated total USAID contribution; and 3) increase the current "in-kind" contribution of the Grantee.

This Twenty Third Amendment to the Development Assistance Grant Agreement No. 615-003 dated the 19th day of August 2003 is hereby entered into between the parties above named as follows:

Article 2: Contributions of the Parties

Section 3.1 USAID Contribution.

Section 3.1 (a) is deleted in its entirety and replaced with the following:

(a) The Grant: To help achieve the Objective and Results set forth in this Agreement, USAID, pursuant to the Foreign Assistance Act of 1961, as amended, has previously obligated the sum of One Billion, One Hundred and Thirty Three Million, Two Hundred and Fifty Nine Thousand, Five Hundred and Thirty Five United States (U.S.) Dollars (\$1,133,259,535).

In order to further help achieve the Objective and Results set forth in this Agreement, USAID hereby further grants to the Grantee under the terms of this Agreement an additional amount not to exceed Three Hundred and Fifty Three Million, Six Hundred and Nineteen Thousand, Five Hundred and Seventy Eight U.S. Dollars (\$353,619,578) via this Twenty Third Amendment. This funding through the Twenty Third Amendment shall be used for activities to support Program Elements HIV/AIDS (\$316,003,701), Tuberculosis (\$4,000,000), Malaria

(\$14,731,000), Maternal and Child Health (\$5,000,000), Nutrition (\$1,250,000), and Family Planning & Reproductive Health (\$11,250,000) within the Health Program Area; and Program Area, Program Element Administration and Oversight (\$1,384,877).

The total amount of the Grant is now One Billion, Four Hundred and Eighty Six Million, Eight Hundred and Seventy Nine Thousand, One Hundred and Thirteen U.S. Dollars (\$1,486,879,113).

Section 3.1 (b) is deleted in its entirety and replaced with the following:

(b) Total Estimated USAID Contribution. USAID's total estimated contribution to the achievement of the Objective and Results will be Two Billion, Nine Hundred and Sixty Five Million, Four Hundred and Twelve Thousand, Seven Hundred and Six U.S. Dollars (\$2,965,412,706), which will be provided in increments. Subsequent increments will be subject to the availability of funds to USAID for this purpose and the mutual agreement of the Parties, at the time of each subsequent increment, to proceed.

Section 3.2 The Grantee Contribution

Section 3.2 (a) is deleted in its entirety and replaced with the following:

(a) The Grantee contribution for the Strategic Objective under this Twenty Third Amendment is equivalent to One Hundred and Seventeen Million, Eight Hundred and Seventy Three Thousand, One Hundred and Eighty One U.S. Dollars (\$117,873,181) making the total contribution to date Four Hundred and Twenty Two Million, Three Hundred and Seventy Nine Thousand, and Twenty U.S. Dollars (\$422,379,020). All contributions will be on an "in-kind" basis.

Article 3: Attachments

Attachment 1 to Annex 1, Illustrative Budget, Amendment 21 is hereby deleted and Attachment 1 to Annex 1, Illustrative Budget, Amendment 23 is substituted in its stead. Please note that DAGA Amendment 22 was to extend the completion date of the Agreement and did not have an Illustrative Budget attached.

Article 4: Other Terms and Conditions

All other terms and conditions of the original Development Assistance Grant Agreement as amended shall remain in full force and effect.

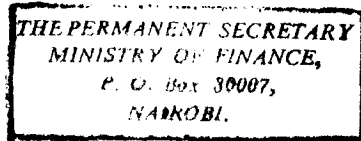
IN WITNESS WHEREOF, the United States of America and the Grantee, each acting through its duly authorized representatives, have caused this Twenty Third Amendment to be signed in their names and delivered as of the day and year written below.

FOR THE GOVERNMENT OF THE
REPUBLIC OF KENYA

BY: 

NAME: Joseph K. Kingua

TITLE: Permanent Secretary



FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA

BY: 

NAME: Erna Kerst

TITLE: Mission Director

17 SEP 2010

ILLUSTRATIVE BUDGET
(in US Dollars)

	Prior Obligations		This Obligation		Cumulative Obligations		Future Planned Obligations		Planned Life of Activity Funding	
	USAID	Implementing Agency Cont (Equiv.)	USAID	Implementing Agency Cont (Equiv.)	USAID	Implementing Agency Cont (Equiv.)	USAID	Implementing Agency Cont (Equiv.)	USAID	Implementing Agency Cont (Equiv.)
A. FY 2016 and Prior Years Obligations										
Integrated Service Delivery	25,786,000	478,500	-	-	25,786,000	478,500	-	-	25,786,000	478,500
Health Care Fin. & Sustainability	3,875,000	503,000	-	-	3,875,000	503,000	-	-	3,875,000	503,000
Child Survival & Diseases	12,774,000	382,400	-	-	12,774,000	382,400	-	-	12,774,000	382,400
Management & Coordination	9,757,283	366,450	-	-	9,757,283	366,450	-	-	9,757,283	366,450
HIV/AIDS	185,763,996	4,341,100	-	-	185,763,996	4,341,100	-	-	185,763,996	4,341,100
Sub-Total	237,956,279	6,071,450	-	-	237,956,279	6,071,450	-	-	237,956,279	6,071,450
B. FY 2007 and Beyond Obligations										
Program Area:										
Health										
Program Elements										
HIV/AIDS	804,748,567	-	316,003,701	-	1,120,752,268	-	1,325,771,851	-	2,446,523,919	-
Tuberculosis	1,500,000	-	4,000,000	-	5,500,000	-	11,756,000	-	17,256,000	-
Malaria	30,464,162	-	14,731,000	-	45,195,162	-	61,704,838	-	106,900,000	-
Maternal and Child Health	9,020,000	-	5,000,000	-	14,020,000	-	15,450,000	-	29,470,000	-
Family Planning & Reproductive Health	35,894,092	-	11,250,000	-	47,144,092	-	45,805,908	-	92,950,000	-
Nutrition	-	-	1,250,000	-	1,250,000	-	6,000,000	-	7,250,000	-
Program Area:										
Social & Economic Services										
Protection for Vulnerable POP Health										
Program Elements										
Social Services	1,573,181	-	-	-	1,573,181	-	1,326,819	-	2,900,000	-
Program Area:										
Administration and Oversight										
Program Elements										
Administration and Oversight	12,103,254	-	1,384,877	-	13,488,131	-	10,718,377	-	24,206,508	-
Implementing Agency Contribution: 33.3% of Obligations										
	-	298,434,389	-	117,873,181	-	416,307,570	-	492,844,482	-	909,152,051
Sub-Total	898,303,256	298,434,389	353,619,578	117,873,181	1,248,922,834	416,307,570	1,478,633,693	492,844,482	2,727,458,427	909,152,051
Grand Total	1,133,269,535	304,806,839	363,619,578	117,873,181	1,488,879,113	422,379,020	1,478,633,693	492,844,482	2,955,412,704	915,223,801